



Entered on Docket  
January 22, 2010

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa".

Hon. Mike K. Nakagawa  
United States Bankruptcy Judge

RICK A. YARNALL  
CHAPTER 13 BANKRUPTCY TRUSTEE  
Marianne Gatti, Esq.  
Nevada Bar No. 7717  
701 Bridger Avenue, Suite 820  
Las Vegas, Nevada 89101  
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UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEVADA

In re:

BK-S-07-18364-MKN  
Chapter 13

MICHAEL WOOD and  
MICHELLE WOOD

Hearing Date: N/A  
Hearing Time: N/A

Debtor(s).

**EX- PARTE ORDER DISMISSING BANKRUPTCY PROCEEDING**

On or about December 22, 2009, Debtors, Michael Wood and Michelle Wood, by and through their counsel, entered into a Stipulation to Convert or Dismiss Case by Date Certain; Order Thereon (the "Stipulation") (See Docket # 138) with Rick A. Yarnall, Chapter 13 Bankruptcy Trustee, by and through his counsel, Marianne Gatti, Esq. The Stipulation required the within Debtors to either voluntarily convert their case under Chapter 13 to one under Chapter 7 by January 4, 2010, or to voluntarily dismiss their case by that date.

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1 The time for the Debtors to either convert or dismiss their case has passed.

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3 **IT IS HEREBY ORDERED** that the above-captioned bankruptcy proceeding under Chapter 13  
4 is **DISMISSED** for the Debtors' failure to either convert or dismiss the instant bankruptcy case by  
5 January 04, 2010.

6 **IT IS SO ORDERED.**

7  
8  
9 Respectfully Submitted:

10  
11 

DATE: 1-11-10

12 MARIANNE GATTI, ESQ.  
13 Nevada Bar No. 7717  
14 701 Bridger Avenue, Suite 820  
15 Las Vegas, Nevada 89101  
16 Attorney for RICK A. YARNALL  
17 Chapter 13 Bankruptcy Trustee  
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E-filed: 1-11-10

RICK A. YARNALL  
CHAPTER 13 BANKRUPTCY TRUSTEE  
Marianne Gatti, Esq.  
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UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEVADA

In re:

BK-S-07-18364-MKN  
Chapter 13

MICHAEL WOOD and  
MICHELLE WOOD

Hearing Date: N/A  
Hearing Time: N/A

Debtor(s).

**AFFIDAVIT IN SUPPORT OF EX-PARTE ORDER OF DISMISSAL**

County Of Clark     )  
                                  ) ss:  
State of Nevada     )

I, Robert A. Hurley, being first duly sworn upon his oath, hereby deposes and says:

1. That I am an employee of Rick A. Yarnall, Chapter 13 Bankruptcy Trustee make this Affidavit of facts from personal knowledge which is known to me except for those matters stated upon information and belief, and as to those matters, I believe same to be true.

2. That I make this Affidavit in support of the Ex-Parte Order of Dismissal.

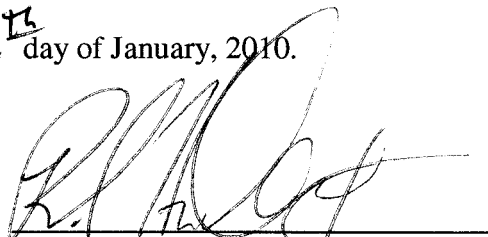
3. On or about December 22, 2009, Stipulation To Convert Or Dismiss Case By Date Certain; Order Thereon was entered into between Rick A. Yarnall, Chapter 13 Trustee and Debtors' counsel, requiring the Debtors to either convert or dismiss their chapter 13 bankruptcy case by January 4, 2010.

4. The time to convert or dismiss the instant bankruptcy case has passed.

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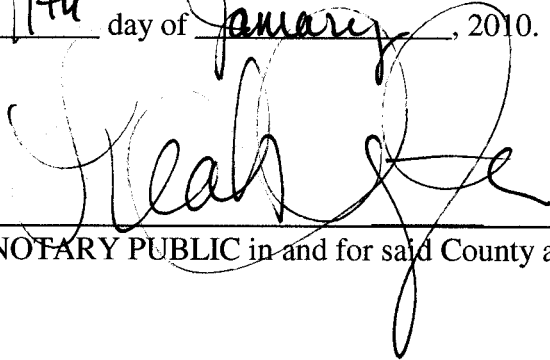
1 5. Debtors have not converted or dismissed their bankruptcy case.

2  
3 FURTHER, AFFIANT SAYETH NAUGHT this 11<sup>th</sup> day of January, 2010.

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6 

7 ROBERT A. HURLEY  
8 An employee of RICK A. YARNALL,  
9 Chapter 13 Bankruptcy Trustee

10 SWORN to and SUBSCRIBED before me this  
11 11<sup>th</sup> day of January, 2010.

12  
13 

14 NOTARY PUBLIC in and for said County and State

